

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter ERDMANN et al.

Application No.: 09/450,217

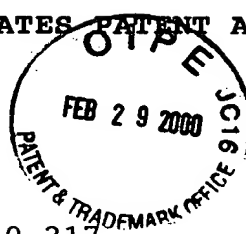
Filed: November 29, 1999

For: PROCESS FOR THE TREATMENT  
OF A LACTIC RAW MATERIAL

Group Art Unit: 1643

Examiner:

Attorney Docket No.  
8265-296



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REQUEST FOR CORRECTION OF FILING RECEIPT

Office of Initial Patent Examination  
Customer Service Center  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Applicants have received a filing receipt for the above-identified application and respectfully request the following corrections.

1. Add the reference to foreign applications as follows:

**FOREIGN APPLICATIONS - EPO 97201607.5 05/27/97**

2. Change the title of the application to  
**--PROCESS FOR THE TREATMENT OF A LACTIC RAW MATERIAL--.**

A copy of the filing receipt with the requested changes marked thereon is attached, along with a copy of the Declaration and Power of Attorney in support of this request for correction.

No fee is believed to be due for this submission. Should any fees be required, however, please charge such fees to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

Date

2/29/00

*Allan A. Fanucci*

Allan A. Fanucci, Reg. No. 30,286

**PENNIE & EDMONDS LLP**  
1667 K Street, N.W.  
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FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/450,217	11/29/99	1643	\$796.00	8265-296-999	1	22	1

PENNIE & EDMONDS LLP  
1667 K STREET N W  
WASHINGTON DC 20006



Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) PETER ERDMANN, BERN, SWITZERLAND; FRED NEUMANN, STEFFISBURG, SWITZERLAND.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A CIP OF PCT/EP98/03176 05/22/98

FOREIGN APPLICATIONS - EPO 97201607.5 05/27/97  
IF REQUIRED, FOREIGN FILING LICENSE GRANTED 01/06/00  
TITLE THE  
PROCESS FOR/TREATMENT OF A LACTIC RAW MATERIAL

PRELIMINARY CLASS: 435

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MAR 14 2000  
TC 1600 MAIL ROOM

DATA ENTRY BY: LADRINGAN, JUDITH TEAM: 06 DATE: 01/06/00

(See reverse for new important information)



NO 5809/45

**DECLARATION  
AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. underneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

**PROCESS FOR THE TREATMENT OF A LACTIC RAW MATERIAL**

for which a patent application was filed in the United States on **November 29, 1999** as application no. **09/450,217**.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
97201607.5	EP	27 May 1997	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
PCT/EP98/03176	May 22, 1998		X	

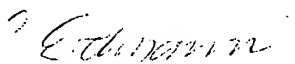
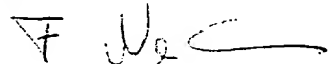
**POWER OF ATTORNEY:** As a named inventor, I hereby appoint S. Leslie Misrock (Reg. No. 18872), Harry C. Jones, III (Reg. No. 20280), Berj A. Terzian (Reg. No. 20060), Gerald J. Flintoft (Reg. No. 20823), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Friebe (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Jon R. Stark (Reg. No. 30111), Allan A. Fanucci (Reg. No. 30256), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Steven I. Wallach (Reg. No. 35402), Marcia H. Sundeen (Reg. No. 30893), Paul J. Zegger (Reg. No. 33821), Edmond R. Bannon (Reg. No. 32110), Bruce J. Barker (Reg. No. 33291), Adriane M. Antler (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), William S. Galliani (Reg. No. 33885), Ann L. Gisolfi (Reg. No. 31956), Todd A. Wagner (Reg. No. 35399), Scott B. Familant (Reg. No. 35504), Warren S. Heit (Reg. No. 36828), Kelly D. Talcott (Reg. No. 39582), and Mark A. Farley (Reg. No. 33170) and, all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, and each of them, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

**SEND CORRESPONDENCE TO:** PENNIE & EDMONDS LLP  
1667 K Street, N.W.  
Washington, D.C. 20006

**DIRECT TELEPHONE CALLS TO:**  
PENNIE & EDMONDS LLP DOCKETING  
(202) 496-4721

201	FULL NAME OF INVENTOR	LAST NAME <b>ERDMANN</b>	FIRST NAME <b>Peter</b>	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY <b>Bern</b>	STATE OR FOREIGN COUNTRY <b>Switzerland</b>	COUNTRY OF CITIZENSHIP <b>Switzerland</b>	
	POST OFFICE ADDRESS	STREET <b>Klaraweg 7</b>	CITY <b>Bern</b>	STATE OR COUNTRY <b>Switzerland</b>	ZIP CODE <b>3006</b>
202	FULL NAME OF INVENTOR	LAST NAME <b>NEUMANN</b>	FIRST NAME <b>Fred</b>	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY <b>Steffisburg</b>	STATE OR FOREIGN COUNTRY <b>Switzerland</b>	COUNTRY OF CITIZENSHIP <b>Germany</b>	
	POST OFFICE ADDRESS	STREET <b>Chaletweg 2</b>	CITY <b>Steffisburg</b>	STATE OR COUNTRY <b>Switzerland</b>	ZIP CODE <b>3612</b>
203	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
204	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
205	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
206	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR PETER ERDMANN 	SIGNATURE OF INVENTOR FRED NEUMANN 	SIGNATURE OF INVENTOR
DATE 22.02.2000	DATE 22.02.2000	DATE